

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

THOMAS LELAND FLOYD,

Plaintiff,

v.

CITY OF LAKEWOOD, CITY OF  
TACOMA, COUNTY OF PIERCE,  
STATE OF WASHINGTON, CHIEF  
KARR, KENT HARMELL, STEVEN  
GANT, MICHAEL KAWAMURA,  
OFFICER PAPP, THEO ROSE,  
BAILIFFS SUPERIOR COURT ROOM  
260, JANZ PIERSON, AARON  
TALNEY, RICHARD WHITEHEAD,  
M. SCOLD, CARLOS ORTIZ,  
OFFICER DARCY, TACOMA POLICE  
DEPARTMENT, LAKEWOOD POLICE  
DEPARTMENT, JUDGE FRANK  
FLEMING, JUDGE LEE, JUDGE  
CULPEPPER, SARGEANT JONES,  
DIRECTOR OF POLICE  
DEPARTMENT, JUDGE HILLIER,  
JUDGE SANDER ALLEN, JUDGE  
KITTY VAN DOORN, TIM  
BARTLETT, and ELLEN CHAMBERS,

Defendants.

No. C11-5068 BHS/KLS

ORDER DENYING PLAINTIFF'S  
MOTION TO COMPEL COMPENSATION

Before the court is Plaintiff's "Motion for an Order Compelling Compensation," seeking compensation for "any and all losses incurred through the violation of due process and civil rights concerning any and all false arrests, and confiscation of property." ECF No. 9. The court

1 has granted Plaintiff's motion for leave to proceed *in forma pauperis* (ECF No.7), but has  
2 declined to serve Plaintiff's civil rights complaint because it is deficient. Under separate Order,  
3 the court has ordered Plaintiff to submit an amended complaint or to show cause why his  
4 complaint should not be dismissed for failure to state a valid cause of action under 42 U.S.C. §  
5 1983.

6 As there is no valid complaint in this action and no defendants have been served,  
7 Plaintiff's motion is at best, premature. In addition, Plaintiff is advised that if he seeks relief  
8 from the court, he must set forth his requests in a pleading or motion and that he must serve  
9 copies of all pleadings and motions on all Defendants through their counsel of record pursuant to  
10 Fed.R.Civ.P. 5(b)(1). Pursuant to Fed.R.Civ.P. 5(d), Plaintiff is also required to attach and file a  
11 certificate of service stating that he has served all Defendants with the pleading and/or motion  
12 every time he files and serves a document.  
13

14 Accordingly, the Court **ORDERS:**

- 15
- 16 1) Plaintiff's Motion to Compel Compensation (ECF No. 9) is **DENIED**.
  - 17 2) The Clerk is directed to send copies of this Order to Plaintiff.
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19 **DATED** this 17th day of March, 2011.

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21   
22 Karen L. Strombom  
23 United States Magistrate Judge  
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